

By Mr. Mofenson of Newton, petition of Jerry Cohen, David J. Mofenson, John A. Businger and others for legislation to regulate the administration of law relative to the criminal offender record information system. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Three.

AN ACT RELATING TO AMENDMENT OF THE LAWS ON ADMINISTRATION OF THE CRIMINAL OFFENDER RECORD INFORMATION SYSTEM.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 6 of the General Laws is hereby amended as
2 follows:

3 1. The following paragraph is added at the end of Section
4 174:

5 – No state or local agency shall commit itself to participa-
6 tion in, or amend the terms of its participation in, any inter-
7 state system for the exchange of criminal offender record
8 information except upon sixty (60) days' prior written notice
9 to the _____ Committee of the General Court,
10 specifying the terms of the participation or amendment, or if
11 the General Court is not in session, then not until the thirtieth
12 (30th) day after the commencement of the next session of the
13 General Court. –

14 2. Section 175 is amended by adding the following para-
15 graph at the close thereof:

16 – The Board shall promulgate regulations requiring notice to
17 individuals of the existence of criminal record information in
18 the agency relating to such individuals which regulations shall
19 specify minimal intervals of time and occasion for such notice
20 and shall provide safeguards of privacy in the method of such
21 notification. In promulgating such regulations, the Board shall
22 consider limits of feasibility of implementation. –

23 3. Section 177 is amended in line 1 thereof by insertion of
24 the words – against any person and against the Commonwealth,
25 counties, cities and towns in their corporate capacity for
26 authorized acts of their employees and agents – after “civil
27 action”.